IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 12486 of 2005

Between:

1.V. Ramalinga Reddy, S/o. Sivalinga Reddy,
R/o. Thimmapuram, Kondapuram (M), Kadapa District.
2.V. Vijaya Bhaskar Reddy, S/o. Pakeera Reddy,
R/o. Thimmapuram, Kondapuram (M), Kadapa District.
3.B. Kiran Kumar Reddy, S/o. Raghava Reddy,
(P) Mallela, R/o. Thimmapuram, Kondapuram (M), Kadapa District.
4.D. Srinivasula Reddy, S/o. Narasimha Reddy,
(P) Lavanur, R/o. Thimmapuram, Kondapuram (M), Kadapa District.
5.G. Suresh Kumar Babu, S/o. Jaya Ramulu,
Tadipatri, Anantapur Dist.

..... PETITIONERS

AND

1 The Managing Director, A.P. Power Generation Corporation Limited,
Vidyutrsoudha, Somjiguda, Hyderabad.
2 The Chief Engineer (O & M), Rayalaseema Thermal Power Project,
Kalamalla, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ order or direction particularly one in nature of Writ of Mandamus declaring the action of the 1st respondent in not disposing of the Appeal dated 21-3-2005 aggrieved by the letter No. CE/O&M/RTPP/W.O.,/D.No., 604 dated 17-3-2005 issued by the 1st respondent is arbitrary, illegal and violation of Article 14, 16 and 21 of the Constitution of India, consequently direct the respondent to dispose of the said Appeal dated 21-3-2005.

Counsel for the Petitioners: MR.CHANDRAIAH SUNKARA
Counsel for the Respondents: SMT.E.URMILA

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioners aggrieved by the action of the first respondent in not disposing of the appeal filed by them on 21.03.2005 against the orders of the second respondent dated 17.03.2005, under which, the claim of the petitioners for absorption into the respondent-Board was rejected.

According to the petitioners, they worked as contract labour and, hence, they are entitled for absorption in terms of B.P.M.S.No.36 dated 18.05.1997. As their cases were not considered by the respondent-Board, they filed W.P.No.25217 of 2004, which was disposed of on 31.12.2004 directing the respondent-Board to consider the cases of the petitioners for absorption in any suitable post. Thereafter, the respondents re-considered the matter and passed the impugned common order and communicated to all the petitioners separately. According to the petitioners, they filed an appeal on 21.03.2005 before the first respondent against the impugned order passed by the second respondent. However, the first respondent did not dispose of the same so far. Hence, the present writ petition.

In view of pendency of appeal filed by the petitioners before the first respondent, the first respondent is directed to pass appropriate orders disposing of the appeal expeditiously, preferably within a period of six weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

14.06.2005

VGB

To

1 The Managing Director, A.P. Power Generation Corporation Limited, Vidyutrsoudha, Somjiguda, Hyderabad.
2 The Chief Engineer (O & M), Rayalaseema Thermal Power Project, Kalamalla, Kadapa District.

3 2CD copies.